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RESOLUTION #67-2026 OF THE TOWN BOARD, TOWN OF NEWFANE, NY

RESOLUTION ADOPTING A LOCAL LAW AMENDING THE TOWN CODE REGARDING SEWER RENT AND DISTRICT ASSESSMENT PROCEDURES

WHEREAS, the Town of Newfane owns, operates, and maintains a sanitary sewer collection, pumping, treatment, and disposal system on behalf of the Town of Newfane Townwide Sewer District, which district is governed by the Town Board of the Town of Newfane; and

WHEREAS, there was duly introduced before this Town Board a proposed local law entitled “A local law amending the Code of the Town of Newfane by repealing and replacing Article XI of Chapter 196 (Rates), by repealing Subsection G of § 255-12 of Chapter 255 (Water), and by amending Subsection B of § 196-4.6 of Chapter 196, relating to the rents, charges, and assessments of the Town of Newfane’s townwide sewer district,” to be known as the “Sewer Rent and District Assessment Amendment”; and

WHEREAS, said proposed local law was, in its final form, upon the desks or tables of each member of this Town Board at least seven calendar days, exclusive of Sunday, prior to the date of its final passage, in accordance with § 20(4) of the Municipal Home Rule Law; and

WHEREAS, by resolution duly adopted on August 26, 2026, this Town Board scheduled a public hearing on the proposed local law for September 10, 2026, at 5:30 p.m., and directed that notice be published as required by law; and

WHEREAS, a Notice of Public Hearing upon said proposed local law was published in the official newspaper of the Town of Newfane not less than five days prior to the date of the hearing, and a copy of said proposed local law was placed on file with the Town Clerk and was available for public inspection during regular business hours; and

WHEREAS, a public hearing upon said proposed local law was held before this Town Board on September 10, 2026, at 5:30 p.m., at the Town Hall, 2737 Main Street, Newfane, New York, at which hearing all persons desiring to be heard were given an opportunity to be heard, and said hearing was thereafter closed; and

WHEREAS, this Town Board has considered the comments and information received at said public hearing and has determined that adoption of said proposed local law is in the best interests of the Town of Newfane, of the users of the Town's sanitary sewer system, and of the real property benefited by the Townwide Sewer District; and

WHEREAS, no substantive amendment has been made to said proposed local law subsequent to the close of the public hearing thereon;

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby adopts and enacts the proposed local law described above, known as the "Sewer Rent and District Assessment Amendment"; and

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized and directed to assign the local law its appropriate consecutive number; file a certified copy of said local law in the office of the Town Clerk; file a certified copy of said local law, together with the required Local Law Filing form, with the New York State Secretary of State within 20 days after final adoption in accordance with Municipal Home Rule Law § 27; transmit a copy of said local law to the Town's code publisher for codification in the Code of the Town of Newfane; and take such further action as may be necessary or appropriate to effectuate this resolution; and

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately, and the local law shall take effect upon filing with the New York State Secretary of State as provided in the local law and by Municipal Home Rule Law § 27.

By Order of the Town Board
Town of Newfane, Niagara County, New York
Adopted this ____ day of _____, 2026

Town Board Member

Vote

Supervisor John Syracuse

☐ Aye

☐ Nay

Councilman Paul Conrad

☐ Aye

☐ Nay

Councilman Robert Horanburg

☐ Aye

☐ Nay

Councilwoman Jessica Reinhardt

☐ Aye

☐ Nay

Councilman Peter Robinson

☐ Aye

☐ Nay